

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, )  
)  
Plaintiff, )  
vs. )  
)  
Corneliu Weikum and Yulia Mishina-Heffron, )  
)  
Defendants. )  
\_\_\_\_\_)

Case No.: 2:10-cr-00579-GMN-NJK

**ORDER**  
**(ECF No. 143)**

Pending before the Court is the United States' Motion to Dismiss (ECF No. 143) the Third-Party Claims of William Geisler (ECF No. 117) and James Balger (ECF No. 102). Mr. William Geisler filed a Response (ECF No. 147), and the United States filed a Reply (ECF No. 149).

The Court finds that Third-Party Claimants William Geisler and James Balger have failed to demonstrate they have standing to file a claim pursuant to 21 U.S.C. § 853(n)(2).

Third-Party Claimants William Geisler and James Balger will be able to participate in the restoration process, since it appears that both claimants may be entitled to the benefit of partial restoration by virtue of them being named victims in the restitution component of the Judgment and Commitment Order.

Accordingly,

**IT IS HEREBY ORDERED** that the United States' Motion to Dismiss (ECF No. 143) the Third-Party Claims of William Geisler (ECF No. 117) and James Balger (ECF No. 102) is **GRANTED**.

1           **IT IS FURTHER ORDERED** that the Motions/Petitions of both Third-Party Claimants  
2 William Geisler (ECF No. 117) and James Balger (ECF No. 102) are **DISMISSED without**  
3 **prejudice.**

4           **DATED** this 18th day of June, 2014.

5  
6  
7             
8           \_\_\_\_\_  
9           Gloria M. Navarro, Chief Judge  
10           United States District Judge  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25